

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. CR07-276-JLR
)
Plaintiff,)
)
v.) DETENTION ORDER
)
RANDON GILFILLAN,)
)
Defendant.)
_____)

Offense charged: Pharmacy Robbery

Date of Detention Hearing: August 22, 2007

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been indicted, with two co-defendants, for a daytime robbery of a Rite-Aid pharmacy in which a co-defendant is alleged to have shown or brandished a firearm.

01 Defendant is alleged to have driven the vehicle in which the alleged perpetrators left the scene.

02 2. Defendant, although only 18 years of age, has a long criminal history that includes
03 numerous failures to appear, a history of failing to abide by court orders, and two active warrants
04 for failures to appear. He also has an unstable residence and employment history and is allegedly
05 an abuser of alcohol and illegal substances.

06 3. Defendant has not been able to develop a reasonable residential release plan at this
07 time. However, the parties may ask to re-open the detention hearing if the situation changes.

08 4. Defendant poses a risk of nonappearance because of the active warrants, history
09 of failing to appear and to abide by court orders, unstable residence and employment history, and
10 possible abuse of alcohol and illegal substances. He poses a risk of danger due to the nature of
11 the current charges and criminal history.

12 5. There does not appear to be any condition or combination of conditions that will
13 reasonably assure the defendant's appearance at future Court hearings while addressing the danger
14 to other persons or the community.

15 It is therefore ORDERED:

16 (1) Defendant shall be detained pending trial and committed to the custody of the
17 Attorney General for confinement in a correction facility separate, to the extent
18 practicable, from persons awaiting or serving sentences or being held in custody
19 pending appeal;

20 (2) Defendant shall be afforded reasonable opportunity for private consultation with
21 counsel;

22 (3) On order of a court of the United States or on request of an attorney for the

01 Government, the person in charge of the corrections facility in which defendant is
02 confined shall deliver the defendant to a United States Marshal for the purpose of
03 an appearance in connection with a court proceeding; and

- 04 (4) The clerk shall direct copies of this Order to counsel for the United States, to
05 counsel for the defendant, to the United States Marshal, and to the United States
06 Pretrial Services Officer.

07 DATED this 22nd day of August, 2007.

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09 Mary Alice Theiler
10 United States Magistrate Judge
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